REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register:	28 August 2003
Name of applicant/court:	The District Court at Manukau
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	Devil's Gang Bang 39
Other Known Title(s):	Optical disk Asian title - disk reference number P33
Director(s):	Not Stated
Producer(s):	Not Stated
Publisher:	Not Applicable
Author(s):	Not Applicable
Format:	VCD
Country of Origin:	Japan
Language(s):	Japanese

Components of film originally examined:

Feature:	Devil's Gang Bang 39	Running Time:	58.54
Trailers:	Phone Sex Notice	Running Time:	1.48
		Total Running Time:	60.42

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

… Please turn over

Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

• •

Direction to issue a label has been given on: Not Applicable.

• •

SUMMARY OF THE REASONS FOR DECISION:

The VCD entitled *Devil's Gang Bang 39,* also known as *Optical disk Asian title - disk reference number P33* is classified as:
Objectionable.

The publication consists of three scenes which focus on men sexually violating and raping a young female. These scenes are presented in an explicit and realistic manner and have no purpose other than as a means of sexual arousal. The female depicted is presented as a young school student, and in one scene has her feet and hands bound together. Much focus is placed on the female's apparent distress, youthfulness and apparent helplessness. The publication promotes and supports the exploitation of young person's for sexual purposes and the use of violence and coercion to compel any person to participate in, or submit to sexual conduct.

The Classification Office has considered the effects of the Bill of Rights on the application of the classification criteria elsewhere in these reasons. The classification of this publication interferes with the freedom of expression, but this is an outcome that is consistent with Parliament's intention that publications falling under s3(2) of the Films, Videos, and Publications Classification Act are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of "a free and democratic society" to limit the availability of publications that promote and support the exploitation of young persons for sexual purposes and the use of violence or coercion to compel any person to participate in, or submit to, sexual conduct.

OFLC No: 301060